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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**IN RE CAPACITORS ANTITRUST  
LITIGATION**

**Case No. 3:14-cv-03264-JD**

This Document Relates to:

All Actions

**STIPULATION AND [PROPOSED]  
ORDER REGARDING EFFICIENCY  
PROPOSALS**

1 WHEREAS, the Court set a briefing schedule regarding Defendants' Motion for  
2 Summary Judgment Regarding the FTAIA, as follows: October 1, 2015 for Defendants' motions,  
3 October 30, 2015 for the Direct Purchaser Plaintiffs ("DPPs"), Flextronics, and the Indirect  
4 Purchaser Plaintiffs' ("IPPs") (collectively "Plaintiffs") opposition, November 20, 2015 for  
5 Defendants' replies, and a hearing date of December 9, 2015;

6 WHEREAS, on October 1, 2015 Defendants filed a summary judgment motion against  
7 the DPPs and Flextronics (ECF No. 915), supported by twenty (20) fact declarations (ECF Nos.  
8 915-1 through 916-10);

9 WHEREAS, also on October 1, 2015 Defendants filed a summary judgment motion  
10 against the IPPs (ECF No. 911), supported by fourteen (14) fact declarations;

11 WHEREAS, the DPPs, Flextronics and IPPs desire to take depositions of the fact  
12 declarants or otherwise depose the persons most knowledgeable (Fed. R. Civ. P. 30(b)(6)) regarding  
13 topics relevant to the declarants' declarations in advance of filing their respective oppositions;

14 WHEREAS, the parties have met and conferred about a schedule for deposing the  
15 witnesses and Defendants are unable to produce all witnesses prior to October 30, 2015, the date by  
16 which Plaintiffs must file their oppositions;

17 WHEREAS, the parties believe a modest adjustment to the briefing schedule on the  
18 FTAIA summary judgment motions is necessary to ensure that the witnesses may be deposed  
19 sufficiently in advance of the filing of Plaintiffs' opposition briefs;

20 WHEREAS, the parties have met and conferred and reached agreement as set forth  
21 below.

22 **THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the  
23 parties, that:

- 24 1. Plaintiffs' opposition briefs shall be filed on November 23, 2015;
- 25 2. To the extent that Plaintiffs offer any declarations or affidavits in support of their  
26 respective opposition briefs, Plaintiffs agree to make those declarants or affiants available for  
27 deposition prior to December 8, 2015;

1           3.       Defendants' reply briefs shall be filed on December 18, 2015;

2           4.       Oral argument on Defendants' motions and the quarterly status conference shall  
3 be held on January 13<sup>th</sup> or at a date and time in January that is convenient for the Court.

4           **IT IS SO STIPULATED.**

5  
6       Dated: October 19, 2015

/s/ Steven N. Williams

7       Joseph W. Cotchett  
8       Steven N. Williams  
9       Adam J. Zapala  
10       Elizabeth Tran  
11       **COTCHETT PITRE & McCARTHY, LLP**  
12       840 Malcolm Road, Suite 200  
13       Burlingame, CA 94010  
14       Tel: (650) 697-6000  
15       Fax: (650) 697-0577  
16       jcotchett@cpmlegal.com  
17       swilliams@cpmlegal.com  
18       azapala@cpmlegal.com  
19       etran@cpmlegal.com

*Interim Lead Counsel for Indirect Purchaser  
Plaintiffs*

20       Dated: October 19, 2015

/s/ Joseph R. Saveri

21       Joseph R. Saveri  
22       Andrew M. Purdy  
23       James G. Dallal  
24       Ryan J. McEwan  
25       **JOSEPH SAVERI LAW FIRM, INC.**  
26       555 Montgomery Street, Suite 1210  
27       San Francisco, California 94111  
28       Telephone: (415) 500-6800  
Facsimile: (415) 395-9940  
jsaveri@saverilawfirm.com  
apurdy@saverilawfirm.com  
jdallal@saverilawfirm.com  
rmcewan@saverilawfirm.com

*Interim Lead Counsel for Direct Purchaser  
Plaintiffs*

1 Dated: October 19, 2015

/s/ Bruce D. Sokler

2 Evan Nadel  
3 Bruce D. Sokler  
4 **MINTZ LEVIN COHN FERRIS GLOVSKY**  
5 **AND POPEO PC**  
6 701 Pennsylvania Avenue NW  
Suite 900  
Washington, DC 20004  
enadel@mintz.com  
bdsokler@mintz.com

7 Dated: October 19, 2015

*Counsel for Defendant AVX Corporation*  
/s/ Heather S. Tewksbury

8 Heather S. Tewksbury  
9 Thomas Mueller  
10 Stacy Frazier  
11 Erik Shallman  
12 **WILMER CUTLER PICKERING**  
13 **HALE AND DORR LLP**  
14 950 Page Mill Road  
Palo Alto, CA 94304  
Heather.Tewksbury@wilmerhale.com  
Thomas.Mueller@wilmerhale.com  
Stacy.Frazier@wilmerhale.com  
Erik.Shallman@wilmerhale.com

15 Christopher Megaw  
16 **WILMER CUTLER PICKERING**  
17 **HALE AND DORR LLP**  
18 1875 Pennsylvania Ave, NW  
Washington, DC 20006  
Tel: 202-663-6847  
Chris.Megaw@wilmerhale.com

19 *Counsel for Defendants Elna Co., Ltd. and Elna*  
20 *America, Inc.*

1 Dated: October 19, 2015

/s/ Jonathan M. Jacobson

2 Chul Pak  
3 Jeffrey C. Bank  
4 Jonathan M. Jacobson  
5 Justin Cohen  
6 **WILSON SONSINI GOODRICH**  
7 **AND ROSATI**  
8 1301 Avenue of the Americas, 40<sup>th</sup> Floor  
9 New York, NY 10019  
10 cpak@wsgr.com  
11 jbank@wsgr.com  
12 jjacobson@wsgr.com  
13 jcohen@wsgr.com

14 Jeffrey James VanHooreweghe  
15 **WILSON SONSINI GOODRICH**  
16 **AND ROSATI**  
17 1700 K Street, NW, 5<sup>th</sup> Floor  
18 Washington, DC 20006  
19 jvanhooreweghe@wsgr.com

20 *Counsel for Defendants Hitachi Chemical Co.,*  
21 *Ltd., Hitachi Chemical Co. America, Ltd. and*  
22 *Hitachi AIC, Inc.*

23 Dated: October 19, 2015

/s/ Eric P. Enson

24 Jeffrey A. LeVee  
25 Eric P. Enson  
26 Rachel H. Zernik  
27 **JONES DAY**  
28 555 South Flower Street, 50<sup>th</sup> Floor  
Los Angeles, CA 90071.2300  
jlevee@JonesDay.com  
epenson@JonesDay.com  
rzernik@jonesday.com

*Counsel for Defendants Holy Stone Enterprise Co.,*  
*Ltd., Holystone International, Vishay*  
*Intertechnology, Inc., and Milestone Global*  
*Technology, Inc.*

1 Dated: October 19, 2015

/s/ Roxanne A. Polidora

Roxane A. Polidora

Jacob R. Sorensen

**PILLSBURY WINTHROP SHAW**

**PITTMAN LLP**

Four Embarcadero Center, 22nd Floor

San Francisco, CA 94111

roxane.polidora@pillsburylaw.com

jake.sorensen@pillsburylaw.com

*Counsel for Defendants KEMET Corporation and  
KEMET Electronics Corporation*

8 Dated: October 19, 2015

/s/ Bonnie Lau

Bonnie Lau

**DENTONS US LLP**

525 Market Street, 26th Floor

San Francisco, California 94105-2708

bonnie.lau@dentons.com

Felix T. Woo

**DENTONS US LLP**

601 S. Figueroa Street, Suite 2500

Los Angeles, California 90017

felix.woo@dentons.com

*Counsel for Defendant Matsuo Electric Co., Ltd.*

1 Dated: October 19, 2015

/s/ George A. Nicoud, III

George A. Nicoud, III  
Austin Schwing  
Eli Lazarus  
**GIBSON, DUNN & CRUTCHER, LLP**  
555 Mission Street, Suite 3000  
San Francisco, CA 94105  
tnicoud@bibsondunn.com  
aschwing@gibsondunn.com  
elazarus@gibsondunn.com

Matthew Parrott  
**GIBSON, DUNN & CRUTCHER, LLP**  
3161 Michelson Drive  
Irvine, CA 92612-4412  
Telephone: 949.451.3800  
Facsimile: 949.451.4220  
mparrott@gibsondunn.com

*Counsel for Defendants NEC TOKIN Corporation  
and NEC TOKIN America, Inc.*

13 Dated: October 19, 2015

/s/ Michael E. Martinez

Michael Martinez (admitted pro hac vice)  
Scott Mendel (admitted pro hac vice)  
Steven Kowal (admitted pro hac vice)  
Lauren Norris (admitted pro hac vice)  
Lauren Salins (admitted pro hac vice)  
**K&L GATES LLP**  
70 W. Madison Street  
Suite 3100  
Chicago, IL 60602  
Michael.Martinez@klgates.com  
Scott.Mendel@klgates.com  
Steven.Kowal@klgates.com  
Lauren.Norris@klgates.com  
Lauren.Salins@klgates.com

Daniel William Fox  
**K&L GATES LLP**  
Four Embarcadero Center  
Suite 1200  
San Francisco, CA 94103  
Daniel.fox@klgates.com

*Counsel for Defendants Nichicon Corporation and  
Nichicon (America) Corporation*

1 Dated: October 19, 2015

/s/ Charles F. Rule

Charles F. Rule (admitted *pro hac vice*)  
Joseph J. Bial (admitted *pro hac vice*)  
Daniel J. Howley (admitted *pro hac vice*)

**CADWALADER, WICKERSHAM  
& TAFT LLP**

700 6th St, NW  
Washington, DC 20001  
rick.rule@cwt.com  
joseph.bial@cwt.com  
daniel.howley@cwt.com

*Counsel for Defendants Nippon Chemi-Con Corp.,  
and United Chemi-Con, Inc.*

2 Dated: October 19, 2015

/s/ Belinda S. Lee

Belinda S. Lee  
Ashley M. Bauer  
**LATHAM & WATKINS LLP**  
505 Montgomery Street, Suite 2000  
San Francisco, California 94111-6538  
Telephone: (415) 391-0600  
Facsimile: (415) 395-8095  
belinda.lee@lw.com  
ashley.bauer@lw.com

*Counsel for Nitsuko Electronics Corporation*



1 Dated: October 19, 2015

/s/ Darrell Prescott

2 Douglas Tween  
3 Darrell Prescott  
4 Catherine Y. Stillman  
5 **BAKER & McKENZIE, LLP**  
6 452 Fifth Avenue  
7 New York, NY 10018  
8 Tel: 212-626-4521  
9 Fax: 212-310-1681  
10 Douglas.Tween@bakermckenzie.com  
11 Darrell.Prescott@bakermckenzie.com  
12 Catherine.Stillman@bakermckenzie.com

13 Meghan E. Hausler  
14 **BAKER & McKENZIE, LLP**  
15 2001 Ross Avenue,  
16 Suite 2300; Dallas  
17 TX 75201-2968  
18 Tel: 214-965-7219  
19 meghan.hausler@bakermckenzie.com

20 Colin Murray  
21 **BAKER & McKENZIE, LLP**  
22 Two Embarcadero Center, 11th Floor  
23 San Francisco, CA 94111  
24 Tel: 415-591-3244  
25 colin.murray@bakermckenzie.com

26 *Counsel for Defendants Okaya Electric Industries*  
27 *Co., Ltd. and Okaya Electric America, Inc.*  
28

1 Dated: October 19, 2015

/s/ Jeffrey L. Kessler

2 Jeffrey L. Kessler  
3 A. Paul Victor  
4 David L. Greenspan  
5 Mollie C. Richardson  
6 Molly Donovan  
7 Martin C. Geagan  
8 **WINSTON & STRAWN, LLP**  
9 200 Park Avenue  
10 New York, NY 10166-4193  
11 Tel: 212-294-6700  
12 Fax: 212-294-4700  
13 jkessler@winston.com  
14 pvictor@winston.com  
15 dgreenspan@winston.com  
16 MRichardson@winston.com  
17 mmdonovan@winston.com  
18 mgeagan@winston.com

19 Ian L. Papendick  
20 **WINSTON & STRAWN, LLP**  
21 101 California Street  
22 San Francisco, CA 94111  
23 ipapendick@winston.com

24 *Counsel for Defendants Panasonic Corporation,*  
25 *Panasonic Corporation of North America, SANYO*  
26 *Electric, Co., Ltd., and SANYO North America*  
27 *Corporation*

28 Dated: October 19, 2015

/s/ Michael F. Tubach

Michael F. Tubach  
Christina Brown  
**O'MELVENY & MYERS LLP**  
Two Embarcadero Center, 28th Floor  
San Francisco, CA 94111-3305  
mtubach@omm.com  
cjbrown@omm.com

Kenneth R. O'Rourke  
**O'MELVENY & MYERS LLP**  
400 South Hope Street, 18th Floor  
Los Angeles, CA 90071  
korourke@omm.com

*Counsel for Defendants ROHM Co., Ltd. and*  
*ROHM Semiconductor U.S.A., LLC*

1 Dated: October 19, 2015

/s/ Djordje Petkoski

2 Djordje Petkoski (admitted pro hac vice)  
3 dpetkoski@hunton.com  
4 David A. Higbee (admitted pro hac vice)  
5 dhigbee@hunton.com  
6 Wendell L. Taylor (admitted pro hac vice)  
7 wtaylor@hunton.com  
8 Leslie W. Kostyshak (admitted pro hac vice)  
9 lkostyshak@hunton.com  
10 2200 Pennsylvania Avenue, N.W.  
11 Washington, D.C. 20037  
12 Telephone: (202) 955-1500  
13 Facsimile: (202) 778-2201

14 M. Brett Burns (SBN 256965)  
15 mbrettburns@hunton.com  
16 575 Market Street, Suite 3700  
17 San Francisco, California 94105  
18 Telephone: (415) 975-3700  
19 Facsimile: (415) 975-3701

20 *Counsel for Defendants Rubycon Corporation and*  
21 *Rubycon America, Inc.*

22 Dated: October 19, 2015

/s/ Gaspare J. Bono

23 Gaspare J. Bono  
24 Stephen M. Chippendale  
25 Claire Maddox  
26 Eric Y. Wu  
27 **DENTONS US LLP**  
28 1900 K. Street, NW  
Washington, DC 20006-1102  
gap.bono@dentons.com  
steve.chippendale@dentons.com  
claire.maddox@dentons.com  
eric.wu@dentons.com

Andrew S. Azarmi  
**DENTONS US LLP**  
Spear Tower, One Market Plaza, 24<sup>th</sup> Floor  
San Francisco, CA 94105  
andrew.azarmi@dentons.com

*Counsel for Defendants Shinyei Kaisha,*  
*Shinyei Technology Co., Ltd.,*  
*Shinyei Capacitor Co., Ltd., and*  
*Shinyei Corporation of America, Inc.*

1 Dated: October 19, 2015

/s/ Allison A. Davis

2 Allison A. Davis  
3 Sanjay M. Nangia  
4 **DAVIS WRIGHT TREMAINE LLP**  
5 505 Montgomery Street, Suite 800  
6 San Francisco, CA 94111-6538  
7 Telephone: (415) 276-6580  
8 Facsimile: (415) 276-4880  
9 allisondavis@dwt.com  
10 sanjaynangia@dwt.com

11 Nick S. Verwolf  
12 **DAVIS WRIGHT TREMAINE LLP**  
13 777 108th Ave. N.E., Suite 2300  
14 Bellevue, WA 98004-5149  
15 Telephone: (425) 646-6100  
16 Facsimile: (425) 646-6199  
17 nickverwolf@dwt.com

18 *Counsel for Defendants Shizuki Electric Co., Inc.*  
19 *and American Shizuki Corporation*

20 Dated: October 19, 2015

/s/ Ethan E. Litwin

21 Ethan Litwin  
22 Morgan J. Feder  
23 Sigrid Jernudd  
24 **HUGHES HUBBARD & REED LLP**  
25 One Battery Park Plaza  
26 New York, New York 10004-1482  
27 ethan.litwin@hugheshubbard.com  
28 morgan.feder@hugheshubbard.com  
sigrid.jernudd@hugheshubbard.com

*Counsel for Defendants Soshin Electric Co., Ltd.*  
*and Soshin Electronics of America, Inc.*

Dated: October 19, 2015

/s/ Jarod Bona

Jarod Bona  
Aaron R. Gott  
**BONA LAW PC**  
4275 Executive Square, Suite 200  
LaJolla, CA 92037  
jarod.bona@bonalawpc.com  
aaron.gott@bonalawpc.com

*Counsel for Defendants Taitso Corporation and*  
*Taitso America, Inc.*

1 Pursuant to Civil Local Rule 5.1(i)(3), I attest that all other signatories listed, and on whose  
2 behalf the filing is submitted, concur in the filing's content and have authorized the filing.

3  
4 Dated: October 19, 2015

/s/ Steven N. Williams  
STEVEN N. WILLIAMS

5  
6 **PURSUANT TO STIPULATION AND FOR GOOD CAUSE SHOWN, IT IS SO ORDERED.**

7  
8  
9 Dated: \_\_\_\_\_

HONORABLE JAMES DONATO  
UNITED STATES DISTRICT JUDGE